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10 IN THE UNITED STATES DISTRICT COURT  
11 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
12 SAN FRANCISCO DIVISION

13 GABRIEL R. REYES,

14 Plaintiff, C 07-1449 PJH (PR)

15 v.

16 **NOTICE OF SETTLEMENT AND  
17 [PROPOSED] ORDER OF DISMISSAL  
18 WITH PREJUDICE**

19 ROBERT HOREL, et al.,

20 Judge Honorable Phyllis J. Hamilton  
21 Action Filed: March 13, 2007

22 Defendants.

23 The parties notify the Court that a settlement has been reached and has been fully executed  
24 in this matter.

25 Further, Plaintiff and Defendants stipulate, through their counsel of record, that this case be  
26 dismissed with prejudice under Federal Rule of Civil Procedure 41(a)(1)(ii). The parties further  
27 agree that all parties will bear their own costs and fees.

28 Date: July 27, 2009

SONNENSCHEIN, NATH & ROSENTHAL LLP

29 By: /s/ Manuel Alvarez, Jr.  
30 Manuel Alvarez, Jr.  
31 Attorneys for Plaintiff Gabriel Reyes

1  
2 Date: July 24, 2009  
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EDMUND G. BROWN JR.  
Attorney General of the State of California

5 By: /s/ Jay C. Russell  
6 Jay C. Russell  
7 Deputy Attorney General  
8 Attorneys for Defendants Thacker, Kravitz,  
9 Gorospe, Flowers, Martinez, Floto, and  
10 Grannis

11 IT IS SO ORDERED.  
12

13 Date: \_\_\_\_\_  
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15 The Honorable Phyllis J. Hamilton  
16 U.S. District Court Judge  
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**DECLARATION OF SERVICE BY U.S. MAIL**

Case Name: **G. Reyes v. R. Horel, et al.**  
No.: **C 07-1449 PJH (PR)**

I declare:

I am employed in the Office of the Attorney General, which is the office of a member of the California State Bar, at which member's direction this service is made. I am 18 years of age or older and not a party to this matter. I am familiar with the business practice at the Office of the Attorney General for collection and processing of correspondence for mailing with the United States Postal Service. In accordance with that practice, correspondence placed in the internal mail collection system at the Office of the Attorney General is deposited with the United States Postal Service that same day in the ordinary course of business.

On July 28, 2009, I served the attached

**NOTICE OF SETTLEMENT AND [PROPOSED] ORDER OF DISMISSAL  
WITH PREJUDICE**

by placing a true copy thereof enclosed in a sealed envelope with postage thereon fully prepaid, in the internal mail collection system at the Office of the Attorney General at 455 Golden Gate Avenue, Suite 11000, San Francisco, CA 94102-7004, addressed as follows:

**Gabriel Ralph Reyes, C-88996  
Pelican Bay State Prison  
P.O. Box 7500  
Crescent City, CA 95532  
Pro Per**

I declare under penalty of perjury under the laws of the State of California the foregoing is true and correct and that this declaration was executed on July 28, 2009, at San Francisco, California.

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**T. Oakes**

Declarant

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*/s/ T. Oakes*

Signature